

PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	:	Examiner: Gauthier, Gerald
PATRICK PETERSON ET AL.	)	
	:	Group Art Unit: 2645
Application No.: 10/090,579	)	
	:	Customer No.: 32127
Filed: March 4, 2002	)	
	:	
For: APPARATUS AND METHOD	)	
FOR VISUALLY	:	
REPRESENTING BEHAVIOR	)	
OF A USER OF AN	:	
AUTOMATED RESPONSE	)	
SYSTEM	:	

Mail Stop RCE  
Director  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. § 1.137(b)

Sir:

Applicants hereby petition the Director under 37 C.F.R. § 1.137(b) to restore to pending status the above-identified application, which has become unintentionally abandoned for failure to timely file a proper reply to the earlier Office Action dated February 12, 2004.

U.S. Appln. No. 10/090,579  
Atty. Docket No. 01-4004C

In accordance with 37 C.F.R. § 1.137(b)(2), enclosed is a check in the amount of \$1,330.00 for payment of the fee required under 37 C.F.R. § 1.17(m) in connection with the petition.

**RESPONSE TO OFFICE ACTION**

Pursuant to 37 C.F.R. § 1.137(b)(3), the undersigned hereby certifies that the entire delay in filing the required reply from the due date of the reply until the filing of this grantable petition was unintentional.

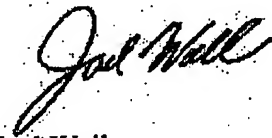
In conformity with 37 C.F.R. § 1.137(c), Applicants Response is the accompanying Request for Continued Examination (RCE). A check in the amount of \$770.00 to cover the RCE fee is also provided. Applicants believe that, in accordance with MPEP 711.03(c), no Petition for Extension of Time or corresponding fee are required. Nonetheless, if any such fees are deemed to be required, the Director is authorized to charge them to Deposit Account No. 07-2347.

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RELIEF REQUESTED

In view of the foregoing, the Director is respectfully requested to return  
the above-identified application the pending status.

Respectfully submitted,



Joel Wall  
Reg. No. 25,648

Date: September 14, 2004

c/o Christian R. Andersen  
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